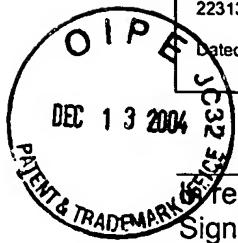


I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV517914690US, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: December 13, 2004 Signature: Susan Dillon  
(Susan Dillon)

Docket No.: 56086CON2(71699)  
(PATENT)



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

File Patent Application of:  
Signe E. Varner et al.

Application No.: 10/823,089

Confirmation No.: 3168

Filed: April 12, 2004

Art Unit: 3761

For: DEVICES FOR INTRAOCULAR DRUG  
DELIVERY

Examiner: Not Yet Assigned

### INFORMATION DISCLOSURE STATEMENT (IDS)

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the documents be made of record therein and appear among the "Documents Cited" on any patent to issue therefrom.

This Information Disclosure Statement is filed before the mailing date of a first Office Action on the merits as far as is known to the undersigned (37 CFR 1.97(b)(3)).

Copies of the documents AA-AX, BA, CA and CB listed on the PTO-1449 Form were cited in parent application 2004/0133155 and thus are not provided.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure statement shall not be construed to be

an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed documents.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 04-1105, under Order No. 56086CON2(71699).

Dated: December 13, 2004

Respectfully submitted,

By   
Peter F. Corless

Registration No.: 33,860  
EDWARDS & ANGELL, LLP  
P.O. Box 55874  
Boston, 02205  
(617) 439-4444  
Attorney for Applicant



FORM PTO-1449		DOCKET NO: 56086-C2 (71699)	SERIAL NO.: 10/823,089
INFORMATION DISCLOSURE STATEMENT		APPLICANT: Signe Varner, et al.	
		FILING DATE: 4/12/04	GROUP NO. 3761

### UNITED STATES PATENT DOCUMENTS

EXAM. INITIALS		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	5,395,618	03/07/1995	Darougar et al.	424	427	
	AB	5,551,427	09/03/1996	Altman	128	642	
	AC	5,824,072	10/20/1998	Wong	623	4	
	AD	5,582,616	12/10/1996	Bolduc et al.	606	143	
	AE	4,300,557	11/17/1981	Refojo et al.			
	AF	4,853,224	08/01/1989	Wong			
	AG	5,098,443	03/24/1992	Parel et al.			
	AH	5,164,188	11/17/1992	Wong			
	AI	5,300,114	04/05/1994	Gwon et al.			
	AJ	5,378,475	01/03/1995	Smith et al.			
	AK	5,443,505	08/22/1995	Wong et al.			
	AL	5,466,233	11/14/1995	Weiner et al.			
	AM	5,472,436	12/05/1995	Fremstad			
	AN	5,476,511	12/19/1995	Gwon et al.			
	AO	5,904,144	05/18/1999	Hammang et al.			
	AP	5,928,662	07/27/1999	Philips			
	AQ	5,972,369	10/26/1999	Roorda et al.			
	AR	6,074,661	06/13/2000	Olejnik et al.			
	AS	5,868,697	02-1999	Richter et al.			
	AT	6,306,125	10-2001	Parker et al.			
	AU	6,251,090	06-2001	Avery et al.			
	AV	5,372,577	12-1994	Ungerleider, Bruce A.			
	AW	2003/0120200A1	6/26/03	Bergheim			
	AX	2002/0013605	1/31/02	Bolduc et al.			
	AY	6,719,750	6/22/01	Varner et al.			
	AZ	2004/0133155	6/22/01	Varner et al.			

### FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES/NO
	BA	WO 95/28984	11/02/1995	PCT			English

### OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)

CA	T.J. Smith et al., "Intravitreal Sustained-Release Ganciclovir," Ophthalmol., Vol. 110, 255-258 (1992).		
CB	G.E. Sanborn, et al., Arch. Ophthalmol., Vol. 110, 188-195 (1992).		

EXAMINER:	DATE:
-----------	-------



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	10/823,089-Conf. #3168
		Filing Date	April 12, 2004
		First Named Inventor	Signe E. Varner
		Art Unit	3761
		Examiner Name	Not Yet Assigned
Total Number of Pages in This Submission		Attorney Docket Number	56086CON2(71699)

## ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Receipt Postcard
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	<input type="checkbox"/> Remarks	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	EDWARDS & ANGELL, LLP		
Signature			
Printed name	Peter F. Corless		
Date	December 13, 2004	Reg. No.	33,860

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV517914690US, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: December 13, 2004

Signature: (Susan Dillon)